

INFORMATION ON FILING WRITTEN PROTESTS

Written protests against an annexation may be filed by owners of land within the affected area or by registered voters in the affected area. Written protests may either be mailed to LAFCO of Santa Clara County, 70 West Hedding Street, 11th Floor, East Wing, San Jose, CA 95110 or delivered to the LAFCO Executive Officer before the conclusion of the protest hearing. **A Protest Form is enclosed** for anyone wishing to file a protest. Additional copies of the Protest Form may be made as needed.

Pursuant to Government Code Section 57051, each written protest must state whether it is made by a landowner or a registered voter and must include the name and address of the protestor and a street address or parcel number identifying the location of the land. A registered voter's protest must show the name and address appearing on the affidavit of registration. Each written protest must also show the date that the signature was affixed to the Protest Form. All signatures without a date or bearing a date that is prior to the date of publication of the Notice shall be disregarded for purposes of ascertaining the value of written protest. Each written protest must also be filed no later than the conclusion of the hearing to be considered valid. An individual may protest both as a landowner and as a registered voter. All landowners of a parcel may submit a protest.

The effect of written protests received will be determined within 30 days following the hearing in accordance with Government Code Section 57075, as explained below:

1. Termination

The annexation will be terminated if written protests are filed with the LAFCO Executive Officer (and not withdrawn) by a majority of the registered voters residing in the affected territory.

2. Election

The annexation will be subject to confirmation by the registered voters residing in the affected territory (i.e., by an election) if written protests are filed (and not withdrawn) by either

- At least 25%, but less than 50%, of the registered voters residing in the affected territory *or*
- At least 25% of the number of owners of land who own at least 25% of the assessed value of land within the affected territory.

3. Approval

The annexation will be completed if the written protests filed with the LAFCO Executive Officer (and not withdrawn) are either

- Less than 25% of the registered voters residing in the affected territory *or*
- Less than 25% of the number of owners of land owning less than 25% of the assessed value of land within the affected territory

Please call LAFCO staff at (408) 299-5148 if you require further information.